

Attorneys for Plaintiff, Van Phillips

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VAN PHILLIPS, an individual
Plaintiff,

-V-

) Case No. C073305 SI
) Hon. Susan Illston, presiding
) Crtrm 10

PROOF OF SERVICE

JOHN D. DIAMOND, DIAMOND
PHILLIPS, INCORPORATED, an Illinois
Corporation, AND DOES 1 THROUGH
50, INCLUSIVE

Defendants.

I am over the age of 18 years, employed in the county of San Diego; my business address is 625 Broadway, Suite 1206, San Diego, CA 92101.

On September 27, 2007 I served the following document:

**FIRST AMENDED COMPLAINT FOR FRAUD, BREACH OF CONTRACT,
CONVERSION, COMMON LAW ACCOUNTING, AND UNJUST
ENRICHMENT**

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2
3 in said action by placing a true copy thereof closed in a sealed envelope, addressed as follows
4 and placing same in the U.S. mail, postage prepaid, to:

5 John Diamond
6 66 North Wolcott Street
7 Salt Lake City, Utah 84103

8 Daniel Torkelson
9 Jeff Oritt
10 Cohne Rappaport & Segal
11 257 East 200 South, Suite 700
12 Salt Lake City, UT 84111

13
14 I declare under penalty of perjury that the foregoing is true and correct. Executed this
15 27th day of September 2007 at San Diego, California.
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27 /s/ Elisa Marino
28 Elisa Marino